WINSTON & STRAWN DOCKET NO.: 88265-74701

ARATION FOR NON-PROVISIONAL PATENT APPLICATION

As a below name that the same, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

PACKAGED DECORATED FROZEN CONFECTION AND METHOD OF MANUFACTURE

and for which a patent applicati					·c
was filed in the United State	des amendment(s) filed ones on as Application No	(declaratio	on not accor	mpanying	if applicable) application) with
was filed as PCT internation	nal Application No.	on		(if applica	
I hereby state that I have revi amended by any amendment re	iewed and understand the conter ferred to above.	nts of the above ident	ified applic	ation, incl	uding the claims, as
I acknowledge the duty to discl Regulations, § 1.56.	ose information known to me to b	pe material to patentab	ility as defir	ned in Title	e 37, Code of Federal
inventor's certificate listed belo	benefits under Title 35, United St w and have also identified below pplication on which priority is cla	any foreign applicatio			
EARLIEST FOREIGN AF	PPLICATION(S), IF ANY, FILEI	PRIOR TO THE FIL	ING DATE	OF THE	APPLICATION
APPLICATION NUMBER	COUNTRY	DATE OF FIL (day, month, y		PRIOR	ITY CLAIMED
				☑ YES	□ NO
				☐ YES	□ NO
I hereby claim the benefit und below.	der Title 35, United States Code	, § 119(e) of any Unit	ted States p	rovisional	application(s) listed
PROVISIONAL APP	PLICATION NUMBER		FILING	DATE	
as the subject matter of each of provided by the first paragraph me which is material to patenta	or Title 35, United States Code, § the claims of this application is of Title 35, United States Code bility as defined in Title 37, Code cation and the national or PCT integrals.	not disclosed in the pri § 112, I acknowledge e of Federal Regulation	or United S the duty to as, § 1.56 w	tates appli disclose ir hich becan	cation in the manner of ormation known to
NON-PROVISIONAL APPLICATION NO.	FILING DATE	PATENTED	STAT PEND		ABANDONED
10/385,177	March 10, .2003	PATENTED	YENL		ABANDONED
	•				

^{*} for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

					
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	LEAS	Alain		
0	RESIDENCE &	СІТУ	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	ISHIP
U	CITIZENSHIP	Dublin	ОН	Belgium	
· 1	POST OFFICE	STREET .	CITY	STATE OR	ZIP CODE
•	ADDRESS	5927, St. Fillans Court	Dublin	COUNTRY	43017
				ОН	
•		SIGNATURE OF Alain LEAS		DATE	
				2 10	-11
		2		3.19.	04
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	MASTNY	Jonathan	David	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
0 .	CITIZENSHIP	Dublin	ОН	USA	
2	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
2	ADDRESS	3700 Monahan Lane	Dublin	COUNTRY	43017
				ОН	
		SIGNATURE OF Jonathan David MA	STNY	DATE	
				22	
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	KRUIK	Adrianus	Cornelis	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
0	CITIZENSHIP	EH Bergeijk	Netherlands	The Netherlan	ds
3	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
'	ADDRESS	Pastoorshof 11	EH Bergeijk	COUNTRY"	NL - 5571
			Zii Zeigeijii	Netherlands	1.2 00,1
L		SIGNATURE OF Adrianus Cornelis I	ZDITIK	DATE	
		SIGNATURE OF Adrianus Cornens P	, ,	DATE	
	3				
	EILL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
<u>, </u>	FULL NAME OF		FIRST NAME Robert		
2	INVENTOR	MAZUREK	Robert	John	QIH2
2 0	INVENTOR RESIDENCE &	MAZUREK	Robert STATE OR FOREIGN COUNTRY	John COUNTRY OF CITIZEN	SHIP
l	INVENTOR RESIDENCE & CITIZENSHIP	MAZUREK CITY Columbus	Robert STATE OR FOREIGN COUNTRY Ohio	John COUNTRY OF CITIZEN USA	
l	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	MAZUREK CITY Columbus STREET	Robert STATE OR FOREIGN COUNTRY Ohio CITY	John COUNTRY OF CITIZEN USA STATE OR	ZIP CODE
0	INVENTOR RESIDENCE & CITIZENSHIP	MAZUREK CITY Columbus	Robert STATE OR FOREIGN COUNTRY Ohio	John COUNTRY OF CITIZEN USA STATE OR COUNTRY	
0	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	MAZUREK CITY Columbus STREET 1648 Gables Court	Robert STATE OR FOREIGN COUNTRY Ohio CITY Columbus	John COUNTRY OF CITIZEN USA STATE OR	ZIP CODE
0	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	MAZUREK CITY Columbus STREET	Robert STATE OR FOREIGN COUNTRY Ohio CITY Columbus	John COUNTRY OF CITIZEN USA STATE OR COUNTRY	ZIP CODE
0	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	MAZUREK CITY Columbus STREET 1648 Gables Court SIGNATURE OF Robert John MAZU	Robert STATE OR FOREIGN COUNTRY Ohio CITY Columbus	John COUNTRY OF CITIZEN USA STATE OR COUNTRY Ohio DATE	ZIP CODE 43235
0	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	MAZUREK CITY Columbus STREET 1648 Gables Court	Robert STATE OR FOREIGN COUNTRY Ohio CITY Columbus	John COUNTRY OF CITIZEN USA STATE OR COUNTRY Ohio	ZIP CODE 43235

WINSTON & STRAWN DOCKET NO.: 88265-74701

	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	GRYKIEWICZ	Shirdan	Joseph	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
0	CITIZENSHIP	Johnstown,	Ohio	USA	
5	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
	ADDRESS	6, Westview Drive	Johnstown,	COUNTRY	43031
				Ohio	
		SIGNATURE OF Shirdan Joseph GR	DATE		
	Ahridan Joseph Schwing			18 MAK	2004

NY:848089.1

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

PACKAGED DECORATED FROZEN CONFECTION AND METHOD OF MANUFACTURE

and for which a patent application is attached hereto and include	es amendment(s) filed on		(if a	oplicable)
was filed in the United States	on as Application No.	(declaration not acco	mpanying app	lication) with
was filed as PCT internationa under PCT Article 19 on	l Application No.	(if applicable) on	an(if applicable	d was amended)
I hereby state that I have revie amended by any amendment refe		nts of the above identified applic	cation, includi	ng the claims, as
I acknowledge the duty to disclose Regulations, § 1.56.	se information known to me to b	be material to patentability as defi	ned in Title 37	, Code of Federal
I hereby claim foreign priority be inventor's certificate listed below a filing date before that of the app	and have also identified below	tates Code, § 119(a)-(d) of any for any foreign application for paten aimed:	reign application t or inventor's	on(s) for patent or certificate having
EARLIEST FOREIGN APP	LICATION(S), IF ANY, FILEI	D PRIOR TO THE FILING DATI	E OF THE AP	PLICATION
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORIT	Y CLAIMED
			⊠ YES	□ NO
			☐ YES	□ NO
I hereby claim the benefit unde below.	r Title 35, United States Code	, § 119(e) of any United States	provisional ap	plication(s) listed
PROVISIONAL APPL	ICATION NUMBER	FILING	DATE	
as the subject matter of each of t provided by the first paragraph of me which is material to patentab	the claims of this application is of Title 35, United States Code ility as defined in Title 37, Code	120 of any United States applica not disclosed in the prior United § 112, I acknowledge the duty to e of Federal Regulations, § 1.56 v ternational filing date of this appli	States applicat o disclose infor which became a	ion in the manner mation known to

NON-PROVISIONAL	FILING DATE	STATUS			
APPLICATION NO.	TIEMO DATE	PATENTED.	PENDING	ABANDONED	
10/385,177	March 10, .2003		x		

^{*} for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

		,			
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	LEAS	Alain		
0	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
١	CITIZENSHIP	Dublin	ОН	Belgium	
1	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
•	ADDRESS	5927, St. Fillans Court	Dublin	COUNTRY	43017
				ОН	
		SIGNATURE OF Alain LEAS		DATE	
1	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	MASTNY	Jonathan	David	
-		CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
0	RESIDENCE &				
	CITIZENSHIP	Dublin STREET	CITY	USA	710 COD"
2	POST OFFICE			STATE OR COUNTRY	ZIP CODE
	ADDRESS	3700 Monahan Lane	Dublin		43017
				ОН	
		SIGNATURE OF Jonathan David MA	STNY	3/17/04	<i>(</i>
	FULL MANGE OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	FULL NAME OF INVENTOR	KRUIK			
2		CITY	Adrianus STATE OR FOREIGN COUNTRY	Cornelis COUNTRY OF CITIZEN	
0	RESIDENCE &		1	ł.	
	CITIZENSHIP	EH Bergeijk	Netherlands	The Netherlan	
3	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
	ADDRESS	Pastoorshof 11	EH Bergeijk	COUNTRY"	NL - 5571
				Netherlands	
		SIGNATURE OF Adrianus Cornelis I	KRUIK	DATE	
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	•
2	INVENTOR	MAZUREK	Robert	John	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	SHIP
0	CITIZENSHIP	Columbus	Ohio	USA	
4	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
T	ADDRESS	1648 Gables Court	Columbus	COUNTRY	43235
				Ohio	.0200
•		SIGNATURE OF Robert John MAZU	JREK	DATE	

2	FULL NAME OF INVENTOR	GRYKIEWICZ	FIRST NAME Shirdan	Joseph	
0	RESIDENCE & CITIZENSHIP	Johnstown,	STATE OR FOREIGN COUNTRY Ohio	COUNTRY OF CITIZEN USA	ISHIP
5	POST OFFICE ADDRESS	6, Westview Drive	Johnstown,	STATE OR COUNTRY Ohio	2IP CODE 43031
		SIGNATURE OF Shirdan Joseph GRYKIEWICZ		DATE	

NY:848089.1

WINSTON & STRAWN DOCKET NO.: 88265-74701



As a below named inventor. Read acclare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

PACKAGED DECORATED FROZEN CONFECTION AND METHOD OF MANUFACTURE

	(if applicable)
I hereby state that I have reviewed and understand the contents of the above identified application, incommended by any amendment referred to above. I acknowledge the duty to disclose information known to me to be material to patentability as defined in Tit Regulations, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign appliance inventor's certificate listed below and have also identified below any foreign application for patent or inventage in the priority is claimed:	application) with
I hereby state that I have reviewed and understand the contents of the above identified application, incommended by any amendment referred to above. I acknowledge the duty to disclose information known to me to be material to patentability as defined in Tit Regulations, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign appliance inventor's certificate listed below and have also identified below any foreign application for patent or inventage in the priority is claimed:	_ and was amended
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Regulations, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign appliance inventor's certificate listed below and have also identified below any foreign application for patent or inventation a filing date before that of the application on which priority is claimed:	cluding the claims, as
inventor's certificate listed below and have also identified below any foreign application for patent or inventage a filing date before that of the application on which priority is claimed:	le 37, Code of Federal
EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE	APPLICATION
APPLICATION NUMBER COUNTRY DATE OF FILING (day, month, year) PRICE	PRITY CLAIMED
□ YES	S 🗆 NO
□ YES	S □ NO
I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisionabelow.	al application(s) listed
PROVISIONAL APPLICATION NUMBER FILING DATE	
I hereby claim the benefit under Title 35. United States Code. § 120 of any United States application(s) lis	

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL	FILING DATE	STATUS		
APPLICATION NO.	FILING DATE	PATENTED	PENDING	ABANDONED
10/385,177	March 10, .2003		X	

^{*} for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
	INVENTOR	LEAS	Alain		
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	ISHIP
	CITIZENSHIP	Dublin	ОН	Belgium	
	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
	ADDRESS	5927, St. Fillans Court	Dublin	COUNTRY	43017
				ОН	
		SIGNATURE OF Alain LEAS		DATE	
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
	INVENTOR	MASTNY	Jonathan	David	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	ISHIP
)	CITIZENSHIP	Dublin	ОН	USA	
	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
	ADDRESS	3700 Monahan Lane	Dublin	COUNTRY	43017
				ОН	
				DATE	
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
<u> </u>	FULL NAME OF INVENTOR	LAST NAME KRUIK	FIRST NAME Adrianus	MIDDLE NAME Cornelis	
					NSHIP
	INVENTOR	KRUIK	Adrianus	Cornelis	
)	INVENTOR RESIDENCE & CITIZENSHIP	KRUIK	Adrianus STATE OR FOREIGN COUNTRY	Cornelis COUNTRY OF CITIZEN	
,	INVENTOR RESIDENCE &	KRUIK CITY EH Bergeijk	Adrianus STATE OR FOREIGN COUNTRY Netherlands	Cornelis COUNTRY OF CITIZEN The Netherlan	ıds
)	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	KRUIK CITY EH Bergeijk STREET	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR	ZIP CODE
)	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	KRUIK CITY EH Bergeijk STREET Pastoorshof 11	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY"	ZIP CODE
)	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	KRUIK CITY EH Bergeijk STREET	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands	Ids ZIP CODE NL - 5571
)	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	KRUIK CITY EH Bergeijk STREET Pastoorshof 11	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE	Ids ZIP CODE NL - 5571
3	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE 28-63	Ids ZIP CODE NL - 5571
2	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk FIRST NAME	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE AMIDDLE NAME	NL - 5571
2	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS FULL NAME OF INVENTOR	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne LAST NAME MAZUREK	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk FIRST NAME Robert	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE 28-63 MIDDLE NAME John	NL - 5571
2	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS FULL NAME OF INVENTOR RESIDENCE & CITIZENSHIP	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne LAST NAME MAZUREK CITY	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk FIRST NAME Robert STATE OR FOREIGN COUNTRY	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE AMIDDLE NAME John COUNTRY OF CITIZEN	NL - 5571
22 20 33 22 20 44	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS FULL NAME OF INVENTOR RESIDENCE &	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne LAST NAME MAZUREK CITY Columbus	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk FIRST NAME Robert STATE OR FOREIGN COUNTRY Ohio	Cornelis COUNTRY OF CITIZEN The Netherlan STATE OR COUNTRY'' Netherlands DATE MIDDLE NAME John COUNTRY OF CITIZEN USA	NL - 5571
	INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS FULL NAME OF INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE	KRUIK CITY EH Bergeijk STREET Pastoorshof 11 SIGNATURE OF Adrianus Corne LAST NAME MAZUREK CITY Columbus STREET	Adrianus STATE OR FOREIGN COUNTRY Netherlands CITY EH Bergeijk FIRST NAME Robert STATE OR FOREIGN COUNTRY Ohio CITY	Cornelis COUNTRY OF CITIZENTHE Netherland STATE OR COUNTRY'' Netherlands DATE MIDDLE NAME John COUNTRY OF CITIZENTHE USA STATE OR	NL - 5571

	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME	
2	INVENTOR	GRYKIEWICZ	Shirdan	Joseph	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	ISHIP
0	CITIZENSHIP	Johnstown,	Ohio	USA	
5	POST OFFICE	STREET	CITY	STATE OR	ZIP CODE
	ADDRESS	6, Westview Drive	Johnstown,	COUNTRY	43031
				Ohio	
		SIGNATURE OF Shirdan Joseph GRYKIEWICZ		DATE	
		L		I	

NY:848089.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

lication of: Alain LEAS et al.

Confirmation No. 4476

Application No.: 10/797,373

Group Art Unit: 1761

Filed: March 9, 2004

Examiner:

For: PACKAGED DECORATED FROZEN

Attorney Docket No.: 88265-74701

CONFECTION AND METHOD OF

MANUFACTURE

POWER OF ATTORNEY STATEMENT UNDER 37 CFR 3.73(b)

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

As shown by the attached copy of POWER OF ATTORNEY TO PROSECUTE APPLICATION BEFORE THE USPTO, the undersigned attorney of WINSTON & STRAWN LLP (Customer No. 28765) has been appointed to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

An assignment of the entire interest in the above-identified subject application:

\boxtimes	is submitted herewith for recording	gand a copy is at	tached.	
	was submitted for recordation on _	and a copy is	s attached.	
	was recorded on	at Reel	, Frame	

The undersigned attorney has reviewed this assignment and, to the best of his/her knowledge, and belief, the application is owned by the Assignee NESTEC S.A. and that he/she is empowered and authorized to act on their behalf..

Please direct all correspondence for this application to Customer No. 28765 to the attention of Patent Department (telephone 202-371-5904, facsimile 202-371-5950).

Respectfully submitted,

Date: 6 4 04

Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN CUSTOMER NO. 28765

Enclosures

(212) 294-3311

PTO/SB/80 (12-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
for Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I here	by appoint:			
I —	Practitioners associated with the Customer Number:	2876	5 5	
<i>01</i>				
ll f	Practitioner(s) named below (if more than ten patent prac	ctitioners are to be named,	then a custome	er number must be used):
ſ	Name		Registration	n Number
				
-				
-				
<u> </u>				
as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).				
Assign	Assignee Name and Address:			
Nes	stec S.A.			
	enue Nestlé 55			
	-1800 Vevey itzerland			
SWI	izeriand			
				·
A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is				
Attorn	ized to act on behalf of the assignee, and ey isto be filed.	must identify the ap	plication in	which this Power of
	SIGNATURE The individual whose signature and title is su	E of Assignee of Record pplied below is authorized	l to act on beha	olf of the assignee
Name	Paula Nelson			
Signature	· Pale NeOs		Date	24.02.04
Title	Vice President		Telephone	
			L	

SEND TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

ASSIGNMENT

WHEREAS, each of

Alain LEAS, a citizen of Belgium, residing at, 5927 St. Fillans Court, Dublin, Ohio, 43017;

Jonathan David MASTNY, a citizen of the United States, residing at, 3700 Monahan Lane, Dublin, Ohio 43016;

Adrianus Cornelis KRUIK, a citizen of the Netherlands, residing at, Pastoorshof 11 NL - 5571 EH Bergeijk, Netherlands;

Robert John MAZUREK, a citizen of the United States, residing at, 1648 Gables Court, Columbus, Ohio, 43235; and

Shirdan Joseph GRYKIEWICZ, a citizen of the United States, residing at, 6, Westview Drive, Johnstown, Ohio, 43031.

ASSIGNOR, is an inventor of the invention in PACKAGED DECORATED FROZEN CONFECTION AND METHOD OF MANUFACTURE, for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. 88265-74701

\boxtimes	is executed on e	ven date herewith	
	was filed on	as Application No	<u> </u>

WHEREAS, NESTEC S.A., a Swiss corporate body having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining each inventor's entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to each inventor in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its' successors, legal representatives and assigns, his or her entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries other than the United

States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

And each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument;

And each ASSIGNOR hereby covenants and agrees that he or she has the full right to convey the entire interest herein assigned, and that he or she has not executed, and will not execute, any agreement in conflict herewith:

And each ASSIGNOR hereby further covenants and agrees that he or she will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to him or her respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention;

And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

Date		Alain LEAS
STATE OF)	
COUNTY OF)	
appeared Alain LEAS, to me	e known and k	, 2004, before me, Witness, personally mown to me to be the person of that name, who wledged the same to be his/her free act and deed.
		Witness
Date		Jonathan David MASTNY
STATE OF)	
COUNTY OF)	
appeared Jonathan David M	IASTNY, to n	, 2004, before me, Witness, personally ne known and known to me to be the person of that and acknowledged the same to be his/her free act
		Witness

<u> 28-03-2004</u>	
Date	Adrianus Cornelis KRUIK
appeared Adrianus Cornelis KRUIK,	, 2004, before me, Witness, personally to me known and known to me to be the person of strument and acknowledged the same to be his/her free
	Witness
Date	Robert John MAZUREK
CTATE OF	
STATE OF	
COUNTY OF)	
,	
appeared Robert John MAZUREK, to	, 2004, before me, Witness, personally me known and known to me to be the person of that nent and acknowledged the same to be his/her free act
	Witness
Date	Shirdan Joseph GRYKIEWICZ
STATE OF)	-
COUNTY OF)	
On this day of appeared Shirdan Joseph GRYKIEW! of that name, who signed the foregoing free act and deed.	, 2004, before me, Witness, personally ICZ, to me known and known to me to be the person instrument and acknowledged the same to be his/her
	Witness

ASSIGNMENT

WHEREAS, each of

Alain LEAS, a citizen of Belgium, residing at, 5927 St. Fillans Court, Dublin, Ohio, 43017;

Jonathan David MASTNY, a citizen of the United States, residing at, 3700 Monahan Lane, Dublin, Ohio 43016;

Adrianus Cornelis KRUIK, a citizen of the Netherlands, residing at, Pastoorshof 11 NL - 5571 EH Bergeijk, Netherlands;

Robert John MAZUREK, a citizen of the United States, residing at, 1648 Gables Court, Columbus, Ohio, 43235; and

Shirdan Joseph GRYKIEWICZ, a citizen of the United States, residing at, 6, Westview Drive, Johnstown, Ohio, 43031.

ASSIGNOR, is an inventor of the invention in PACKAGED DECORATED FROZEN CONFECTION AND METHOD OF MANUFACTURE, for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. 88265-74701

\boxtimes	is executed on even da	te herewith
	was filed on	as Application No

WHEREAS, **NESTEC S.A.**, a Swiss corporate body having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining each inventor's entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to each inventor in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, his or her entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries other than the United

States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

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03.19.04		
Date		Alain LEAS
STATE OF)	
COUNTY OF)	
appeared Alain LEAS, to:	me known and ki	, 2004, before me, Witness, personally nown to me to be the person of that name, who yledged the same to be his/her free act and deed. Witness
Date		Jonathan David MASTNY
STATE OF)	
COUNTY OF)	
On this day appeared Jonathan David name, who signed the foregand deed.	MASTNY, to m	, 2004, before me, Witness, personally e known and known to me to be the person of tha and acknowledged the same to be his/her free act
		Witness

Date	Adrianus Cornelis KRUIK
appeared Adrianus Cornelis KRUIK, to	, 2004, before me, Witness, personally me known and known to me to be the person of ament and acknowledged the same to be his/her free
	Witness
Mar 19, 2004 Date	Robert Fohn MAZUREK
STATE OF Chio) COUNTY OF United)	
appeared Robert John MAZUREK, to m	, 2004, before me, Witness, personally e known and known to me to be the person of that and acknowledged the same to be his/her free act
	Witness
18 MAR 2004	Shirdan Joseph GRYKIEWICZ Shirdan Joseph GRYKIEWICZ
appeared Shirdan Joseph GRYKIEWIC	, 2004, before me, Witness, personally Z , to me known and known to me to be the person trument and acknowledged the same to be his/her
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In witness whereof, each inventor has affixed his or her signature.

Date	Alain LEAS
STATE OF	
COUNTY OF)	
appeared Alain LEAS, to me known and l	, 2004, before me, Witness, personally known to me to be the person of that name, who owledged the same to be his/her free act and deed.
	Witness
	Jonatha Master Jonathan David MASTNY
STATE OF OHIO) COUNTY OF FLANKIN)	
appeared Jonathan David MASTNY, to a	, 2004, before me, Witness, personally me known and known to me to be the person of that and acknowledged the same to be his/her free act

Date	Adrianus Cornelis KRUIK	
appeared Adrianus Cornelis KRUIK, to	, 2004, before me, Witness, personally to me known and known to me to be the person of trument and acknowledged the same to be his/her free	
	Witness	
Date	Robert John MAZUREK	
STATE OF)		
COUNTY OF)		
appeared Robert John MAZUREK, to n	, 2004, before me, Witness, personally ne known and known to me to be the person of that nt and acknowledged the same to be his/her free act	
	Witness	
Date	Shirdan Joseph GRYKIEWICZ	
STATE OF)		
COUNTY OF) On this day of	, 2004, before me, Witness, personally	
appeared Shirdan Joseph GRYKIEWIC	CZ, to me known and known to me to be the person strument and acknowledged the same to be his/her	
	Witness	